



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/772,636	02/05/2004	Louis M. Kelly	MPI03-015PIRNOMNIM

Millennium Pharmaceuticals, Inc.  
 40 Landsdowne Street  
 Cambridge, MA 02139

CONFIRMATION NO. 5610

## FORMALITIES LETTER



\*OC000000012324288\*

Date Mailed: 04/09/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

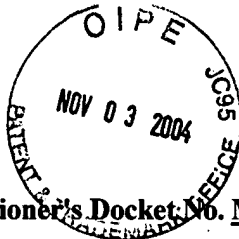
11/04/2004 FFANAI2 00000054 501668 10772636

01 FC:1051 130.00 DA

*A copy of this notice **MUST** be returned with the reply.*
  
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Practitioner's Docket No. MPI03-015P1RNOMNIM

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Louise M. Kelly, et al.  
Application No.: 10/772,636 Group No.: 1645  
Filed: February 5, 2004 Examiner: N/A  
For: METHODS AND COMPOSITIONS FOR TREATING  
HEMATOLOGICAL DISORDERS USING 9118, 990, 17662, 81982, 630,  
21472, 17692, 19290, 21620, 21689, 28899, 53659, 64549, 9465, 23544,  
7366, 27417, 57259, 21844, 943, 2061, 5891, 9137, 13908, 14310, 17600,  
25584, 27824, 28469, 38947, 53003, 965, 56639, 9661, 16052, 1521, 6662,  
13913, 12405 OR 5014

**Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION  
FILED UNDER 37 CFR 1.53(b)**

**I.**

This replies to the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION  
FILED UNDER 37 CFR 1.53(b) (Form PTOL-458) mailed 04/09/2004.

A copy of the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION  
FILED UNDER 37 CFR 1.53(b) (Form PTOL-458) is enclosed.

---

**CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10\***

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

- ☒ deposited with the United States Postal Service in an envelope addressed to Mail Stop Missing Parts  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**37 C.F.R. SECTION 1.8(a)**

**37 C.F.R. SECTION 1.10\***

- ☒ with sufficient postage as first class mail. ☐ as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_

**TRANSMISSION**

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Date: October 28, 2004

11/04/2004 FFANAI2 00000054 501668 10772636

02 FC:1255 2080.00 DA

  
Signature

Sean Hunziker

(type or print name of person certifying)

**\*WARNING:** Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b). "Since the filing of correspondence under section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

**COMPLETION OF INFORMALITIES**

**II.**

To complete the informalities noted on the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53(b), applicant submits herewith:

(a) ☒ a new Declaration, bearing the above application number and filing date, in compliance with 37 C.F.R. Section 1.63, and showing the post office address and the city and state or foreign country of applicant's residence

(b) ☐ new drawings complying with the size requirements

**WARNING:** Where drawings are being submitted, the facsimile transmission procedure of 37 C.F.R. Section 1.8(a) cannot be used. 37 C.F.R. Section 1.6(d)(4).

(c) ☐ new pages \_\_\_\_\_, which are clear enough to be microfilmed **and** a Statement that New Pages Contain the Same Material as on Deposit

(d) ☒ \$130.00 surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application (37 C.F.R. Section 1.16(e))

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. Section 1.16(a) \$770.00
Total Claims (37 C.F.R. Section 1.16(c))	22	- 20 =	2	\$18.00	\$0.00
Independent Claims (37 C.F.R. Section 1.16(b))	4	- 3 =	1	\$86.00	\$0.00
Multiple Dependent Claim(s), if any (37 C.F.R. Section 1.16(d))	No	\$290.00			\$0.00

**Filing Fee Calculation      \$0.00**

(e) ☐ filing fees in the amount of \$0.00

**EXTENSION OF TIME**

**III.**

The proceedings herein are for a patent application, and the provisions of 37 C.F.R. Section 1.136(a) apply.

- (a) ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. Section 1.17(a)(1)-(5), for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 430.00	\$ 215.00
<input type="checkbox"/> three months	\$ 980.00	\$ 490.00
<input type="checkbox"/> four months	\$ 1,530.00	\$ 765.00
<input checked="" type="checkbox"/> five months	\$ 2,080.00	\$ 1,040.00
	Fee	<u>\$2,080.00</u>

If an additional extension of time is required, please consider this a petition therefor.

*(check and complete the next item, if applicable)*

☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of  
\$0.00 is deducted from the total fee due for the total months of extension now requested.  
Extension fee due with this request \$0.00

**or**

- (b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**FEE PAYMENT**

**IV.**

- ☐ Attached is a check in the sum of \$ \_\_\_\_\_ to cover \_\_\_\_\_.
- ☒ Charge Account No. 501668
- ☒ the sum of \$ 2,210.00 for the extension fee and surcharge fee due.
- ☒ for any fee which may be due *(see conditional petition above)*.

A duplicate of this transmittal is attached.

Practitioner's Docket No. MPI03-015P1RNOMNIM

October 28, 2004

MILLENNIUM PHARMACEUTICALS, INC.

By Mario Cloutier

Mario Cloutier

Limited Recognition Under 37 C.F.R. §10.9(b)

40 Landsdowne Street

Cambridge, MA 02139

Telephone - 617-577-3522

Facsimile - 617-551-8820